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## ALSTON & BIRD LLP

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**Fax Number:**

703-746-4060

**Voice Number:**

703-308-1202

**Sender:**

Thomas J. Parker/Amy Manning

Re: Serial Appl. No. 10/786,680 for  
"Gem Item Report Method and  
System."

**Message:**

#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following document is being transmitted to the U.S. Patent and Trademark office at facsimile number 703-746-4060 (for Notice of Missing Parts) on the date shown below:

1. Response to Notice of Missing Parts and Request for Extension of Time to Respond;
2. Declaration and Power of Attorney from Inventors; and
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Linda Marie Sanchez  
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USER CODE: MANNA	REQUESTED BY: Mary Lee Evers
CLIENT/MATTER: 048797/277742	OPERATOR:

NYC01/7745405v1



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----  
 In re Application of: Mark Gershburg *et al.* )  
 )  
 Serial Appl. No.: 10/786,680 )  
 )  
 Filed: 02/25/2004 )  
 )  
 For: Gem Item Report Method )  
 And System )  
 )  
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Docket No.: 048797/277742  
 Customer No.: 00826

## RESPONSE TO NOTICE OF MISSING PARTS AND REQUEST FOR EXTENSION OF TIME TO RESPOND

Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Parts of Nonprovisional Application dated May 15, 2004, enclosed please find a properly signed declaration in compliance with 37 CFR 1.63, identifying the application by the application number and filing date, as required. A copy of the notice accompanies this Response.

A late filing fee declaration surcharge as set forth in 37 CFR 1.16(c) of \$65 for a small entity in compliance with 37 CFR 1.27 is also submitted herewith.

Pursuant to 37 CFR 1.136(a), Applicant hereby petitions the Commissioner of Patents to extend the time for reply to the Notice of Missing Parts by four (4) months. As such, an extension fee of \$765.00 for a small entity is due. See 37 CFR 1.17(a)(4).

Please charge the undersigned attorney's Account No. 16-0605 in the amount of \$830.00 to cover the cost of the declaration surcharge (\$65) and four month extension (\$765) for a small

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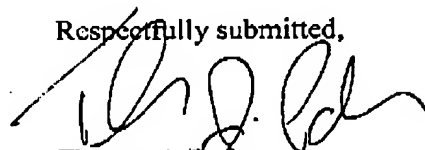
Response to Notice of Missing Parts and Petition for Extension

Serial Appl. No.: 10/786,680

Page 2

entity. Any deficiency or over-payment should be charged or credited to the above-identified deposit account.

Respectfully submitted,



Thomas J. Parker

Registration No. 42,042

Customer No. 00826

**ALSTON & BIRD LLP**

Bank of America Plaza

101 South Tryon Street, Suite 4000

Charlotte, NC 28280-4000

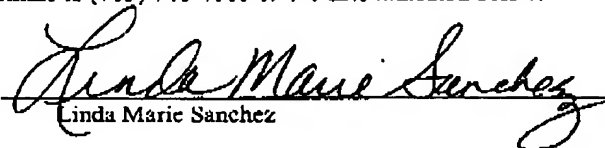
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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/786,680	02/25/2004	Mark Gershburg	0007054-0011

CONFIRMATION NO. 3002

Thomas J. Parker  
 Coudert Brothers LLP  
 1114 Avenue of the Americas  
 New York, NY 10036

## FORMALITIES LETTER

\*OC000000012681931\*

Date Mailed: 05/17/2004



## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
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*A copy of this notice **MUST** be returned with the reply.*

10/25/2004 JBALINAN 00000040 160605 10786680

01 FC:2051 65.00 DA

PAGE 6/7 \* RCVD AT 10/22/2004 10:33:48 AM [Eastern Daylight Time] \* SVR:USPTO-EFXXRF-2/0 \* DNIS:7464060 \* CSID: \* DURATION (mm-ss):02-10

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